

### **EXAMINER'S AMENDMENT**

An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it **MUST** be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Michael Robinson, Ph.D. #57,903 on 10/06/10.

The application has been amended as follows:

Cancel claims 28-33, 37-42, 57, and 69.

In claim 55, on lines 1-2 replace "comprising a computer readable medium" with -comprising a non-transitory computer readable medium--.

In claim 67, on lines 1-2 replace "comprising a computer readable medium" with -comprising a non-transitory computer readable medium--.

### ***Response to Amendment***

The amendment received 08/09/10 has been entered in full.

### ***Response to Arguments***

Applicant's arguments, see pages 10-16, filed 08/09/10, with respect to the claims have been fully considered and are persuasive. The rejection of the pending claims has been withdrawn.

***Election/Restrictions***

This application is in condition for allowance except for the presence of claims 28-33, and 37-42 directed to an invention non-elected without traverse. Accordingly, claims 28-33, and 37-42 have been cancelled.

***Allowable Subject Matter***

Claims 43,46,55-56, and 64-68 are allowed.

The following is an examiner's statement of reasons for allowance: the claims are allowable due to the persuasive arguments of the Applicant. Claims 57, and 59 were canceled due to the interview summary.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

***Contact Information***

Any inquiry concerning this communication or earlier communications from the examiner should be directed to JOHN B. STREGE whose telephone number is (571)272-7457. The examiner can normally be reached on Monday-Friday between the hours of 8-5.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Bhavesh Mehta can be reached on (571) 272-7453. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Art Unit: 2624

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

/John B Strege/  
Primary Examiner, Art Unit 2624